

**MINUTES OF THE  
EXECUTIVE OFFICES & CRIMINAL JUSTICE  
JOINT APPROPRIATIONS SUBCOMMITTEE  
ROOM W015, WEST OFFICE BUILDING, STATE CAPITOL COMPLEX**

**January 19, 2006**

**Members Present:** Sen. David L. Thomas, Co-Chair  
Rep. David L. Hogue, Co-Chair  
Sen. Brent Goodfellow  
Rep. Curtis Oda  
Rep. Mark W. Walker  
Rep. Larry B. Wiley

**Members Absent:** Sen. Darin Peterson, Rep. Douglas C. Aagard, Rep. Eric K. Hutchings,  
Rep. Brad King

**Staff Present:** Derek Byrne, Fiscal Analyst  
Gary Ricks, Fiscal Analyst  
Carrie Griffith, Committee Secretary

**Note:** A list of visitors and a copy of handouts are filed with the committee minutes.

**Public Safety Base Budget and Building Block Review**

Gary Ricks, Fiscal Analyst, explained how the Budget Analysis FY 2007 book is set up and familiarized committee members with the contents of the book.

Mr. Ricks discussed a handout titled, "Budget Brief--Department of Public Safety." He reviewed the Analyst's recommendation, accountability detail, budget detail (including budget recommendation and intent language), legislative action and budget detail table.

A handout titled "Issue Brief--DPS Restored Line Items," was briefly explained by Mr. Ricks.

Referring to a handout titled "Governor's Budget Recommendations Public Safety," Mr. Ricks noted two important issues that would be addressed by the Department of Public Safety regarding the Larry Miller Building: (1) The furniture and fixtures component, and (2) operations expense for the building. The Legislature and the Fiscal Analyst would like the committee to consider having those items funded out of the Department of Public Safety budget as opposed to the Higher Education budget.

Mr. Ricks responded to questions raised by committee members concerning possible shortfalls in crime lab expertise and DNA analysis.

Bob Flowers, Commissioner Department of Public Safety, assisted by Rick Wyss, Budget Director, clarified questions about crime lab issues. Mr. Flowers expressed the need for financial assistance in the crime lab for personnel and wages.

A handout titled "Department of Public Safety Critical Needs" was distributed and explained by Mr. Flowers. The handout was used during the remainder of the meeting in discussing building block issues for the department.

Comments and concerns were raised by committee members concerning concealed weapon revenue issues. A handout titled "Fiscal Impact Breakdown For Concealed Weapon Permits" was distributed and explained by Mr. Flowers. He described how many programs in the department are directly affected because of overtime cost issues.

Jay Henry, Deputy Director State Crime Lab, answered questions by committee members concerning essential crime lab programs and costs incurred to operate those programs.

Rich Amon, Governor's Office of Planning and Budget, answered questions by committee members concerning reasons why the governor's office previously rejected appropriation requests for crime labs.

Rick Wyss acknowledged the department's Number One priority was overtime, and that some of the cutbacks in crime labs was the direct result of overtime problems. The department is asking \$106,000 to cover the shortfall. Committee members expressed concern that funds had not been used the way they had been intended.

Col. Scott Duncan, Superintendent Utah Highway Patrol, reiterated that overtime needs are critical. He explained the training necessary for crime lab scientists and the department's frustration that as soon as a scientist is trained, they often move to another job that pays a better salary. The department would like to be more competitive, salary-wise.

Bob Flowers responded to concerns raised by committee members regarding officers' training.

Ed McConkie, Chief Bureau of Identification, explained the critical need for BCI in obtaining four FTE's. He described the department's backlog in getting background checks for school teachers and other entities, expressing great concern for the safety of our children and the public. The department has a 'crushing' caseload, and is in dire need of assistance, both financial and personnel.

Referring to the Public Safety Critical Needs handout, Bob Flowers explained the department's requests for Fire Marshal Special Duty Contracts, Part-time Deputy and Part-Time Secretary.

Phil Bates, Information Technology Director, explained the breakdown fund requests for MIS State Radio Interoperability. Mr. Bates responded to questions by the committee concerning homeland security money.

Sen. Thomas made a conflict disclosure stating he's the Vice-Chair of UCAN.

Anna Rae Garrett, Division Emergency Service and Homeland Security, explained funding for Homeland Security. Rep. Hogue asked for a report concerning the disbursement of those funds having to do with homeland security.

Bob Flowers described the Aero Bureau program, stating it is an expensive program for the people but not necessarily for the Department. The request for funds is more of a plea from the citizens of Utah--not the Department.

Rick Wyss explained the one-time request for the 12-year inspection on helicopter maintenance this year, rather than next, since the helicopter is already in for repairs.

Rep. Hogue suggested the committee look into setting aside some money for when the helicopter participates in search and rescue.

Mr. Wyss explained the need for laptop computer replacement in Utah Highway Patrol cars.

Phil Bates, Key Director, explained the cost of laptops. Questions were raised by committee members concerning actual costs and requested the department come up with those numbers.

Mr. Wyss answered questions raised by committee members concerning forfeitures and generating money locally. Sen. Thomas helped answer the question by stating the federal government receives the money now--not the State.

Regarding the Larry Miller Building, Mr. Wyss described a need for an extra \$60,500 for a fire suppression system that needs to be installed. This figure was not previously included in the amount requested. This brings the total supplemental to \$381,000.

Sen. Thomas addressed the committee. He mentioned the committee would need to make a decision on making building blocks and how to prioritize them. Discussion ensued amongst committee members. It was agreed that as part of the next agenda, there would be a discussion for priorities of the previous agencies they reviewed. Department of Public Safety and potential building blocks would be put on the priority list at the next meeting.

Rep. Hogue requested the Governor's Office of Planning and Budget to provide numbers on concealed weapons. He would like the committee to prioritize that issue as well.

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MOTION: Rep. Walker moved to adjourn. The motion passed unanimously.

Sen. Thomas adjourned the meeting at 3:55 p.m.

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Sen. David. L. Thomas, Co-Chair

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Rep. David L. Hogue, Co-Chair